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BEFORE THE ARIZONA CORPORATION COMMISSION

2009 JUN 29 P 1: 22

COMMISSIONERS

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BOB STUMP

Arizona Corporation Commission  
AZ CORP COMMISSION  
DOCKET CONTROL

DOCKETED

JUN 29 2009

DOCKETED BY

*[Signature]*

In the matter of:

DOCKET NO. S-20661A-09-0108

West Mining and Innovations, Inc., an  
Arizona corporation,

Avison C. (AC) West and Barbara M. West,  
Husband and Wife,

Respondents.

**JOINT STIPULATION TO VACATE  
WITNESS LIST AND EXHIBITS  
EXCHANGE, TO VACATE HEARING DATE,  
AND TO SCHEDULE A STATUS  
CONFERENCE**

On April 30, 2009, by Procedural Order, a pre-hearing conference was conducted, the Division appeared by counsel and Mr. and Mrs. West appeared on their own behalf. The parties were unable to reach a resolution of the proceeding and requested that a hearing in scheduled on the issues raised by the Temporary Order to Cease and Desist and Notice of Opportunity for Hearing ("TC&D"). A status conference was discussed, due to the recent surgery of Mrs. West on both feet and therapy, along with the planned total knee replacements on both knees for Mr. West, as indicated by the Respondents at the pre-hearing conference.

On May 5, 2009, by Procedural Order, a status conference was ordered for June 29, 2009. In addition, witness lists and copies of exhibits were ordered to be exchanged by July 6, 2009, with courtesy copies to the presiding Administrative Law judge. Furthermore, a hearing date of July 30, 2009 was ordered in the event the proceeding is not resolved between the parties.

On June 29, 2009, a status conference was held and the Division appeared by counsel and Mr. and Mrs. West appeared on their own behalf. Based on substantive talks by the Division and Mr. and Mrs. West to resolve the matter by consent order, along with the physical ailments, recent hospitalizations, and upcoming appointments and surgeries, the parties jointly agree and stipulate

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1 to vacate the witness list and exhibits exchange due on July 6, 2009 and to vacate the hearing date  
2 scheduled for July 30, 2009. The parties would request a status conference be scheduled in  
3 approximately 45 days in the event that a consent order is not reached.

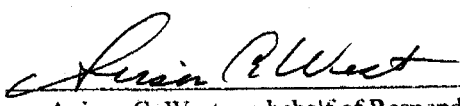
4  
5 Respectfully submitted jointly this 29th day of June, 2009.

6  
7  
8 By

  
Phong (Paul) Huynh

Attorney for the Securities Division of the  
Arizona Corporation Commission

9  
10  
11  
12 By

  
Avison C. West, on behalf of Respondents  
Avison C. West and Barbara West


13  
14  
15 ORIGINAL AND THIRTEEN (13) COPIES of the foregoing  
16 filed this 29th day of June, 2009, with

Docket Control  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, AZ 85007

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18  
19 COPY of the foregoing hand-delivered this  
20 29th day of June, 2009, to:

21 ALJ Marc Stern  
22 Arizona Corporation Commission/Hearing Division  
1200 West Washington  
Phoenix, AZ 85007

23  
24 By:

  
Phong (Paul) Huynh